UNITED
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Trusteeship Council

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T/L.1291
24 May 1994

ORIGINAL: ENGLISH

Sixty-first session
Agenda item 8

ATTAINMENT OF SELF-GOVERNMENT OR INDEPENDENCE BY THE TRUST TERRITORIES

(TRUSTEESHIP COUNCIL RESOLUTION 1369 (XVII) AND GENERAL ASSEMBLY RESOLUTION 1413 (XIV))

China, France, Russian Federation, United Kingdom of Great Britain and Northern Ireland and United States of America: draft resolution

The Trusteeship Council,

Recalling the Trusteeship Agreement for the Trust Territory of the Pacific Islands 1/ approved by the Security Council on 2 April 1947,

Noting that Articles 73 and 76 of the Charter of the United Nations call upon Administering Authorities of Trust Territories to assist their peoples in the progressive development of their free political institutions and towards self-government or independence,

Mindful that the people of Palau have established a constitution and democratic political institutions providing the instruments of self-government,

Aware that political status negotiations between the Administering Authority and representatives of the Trust Territory began in 1969 with the aim of facilitating the progressive development of the peoples in Micronesia, including Palau, towards self-government or independence as was deemed appropriate,

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1/ Trusteeship Agreement for the Trust Territory of the Pacific Islands (United Nations publication, Sales No. 1957.VI.A.1).

Aware also that this process has been successfully completed for the Republic of Palau,

Recalling its resolution 2183 (LIII) of 28 May 1986, in which termination of the Trusteeship Agreement for the entire Trust Territory was envisioned,

Having heard the statement of the elected representative of the Republic of Palau requesting early termination of the Trusteeship Agreement, and believing this to reflect the freely expressed wishes of the people of Palau,

Conscious of the responsibility of the Security Council in respect of strategic areas, as set out in Article 83, paragraph 1, of the Charter,

1. Notes that the people of Palau have freely exercised their right to self-determination in a plebiscite observed by the visiting mission of the Trusteeship Council and have chosen free association with the United States of America;

2. Requests the Government of the United States, in consultation with the Government of Palau, to agree on a date on or about 1 October 1994 for the full entry into force of the Compact of Free Association, and to inform the Secretary-General of the United Nations of that date;

3. Considers that the Government of the United States, as the Administering Authority, has satisfactorily discharged its obligations under the terms of the Trusteeship Agreement and that it is appropriate for that Agreement to be terminated with effect from the date referred to in paragraph 2 above, as agreed upon by the two Governments;

4. Requests the Secretary-General to circulate as official documents of the Security Council the present resolution and all material received from the Administering Authority pursuant to this resolution.

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Trusteeship Council

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24 May 1994
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Sixty-first session
Agenda item 10

AMENDMENT OF THE RULES OF PROCEDURE OF THE TRUSTEESHIP COUNCIL

China, France, Russian Federation, United Kingdom of Great Britain and Northern Ireland and United States of America: draft resolution

The Trusteeship Council,

Decides to amend its rules of procedure as set forth in the annex to the present resolution.

Annex

RULES OF PROCEDURE OF THE TRUSTEESHIP COUNCIL

1. Page 1

(a) Replace rules 1 and 2 by the following rule 1:

The Trusteeship Council shall meet as and where occasion may require, by decision of the Trusteeship Council, or by decision of its President, or at the request of a majority of its members, or at the request of the General Assembly, or at the request of the Security Council acting in pursuance of the relevant provisions of the Charter of the United Nations.

(b) Renumber rule 3 as rule 2

(c) New rule 2

First line

For a special session
read a session of the Trusteeship Council

Seventh line

For a special session
read a session

(d) Renumber rule 4 as rule 3

2. Page 2

(a) Delete rule 5

(b) Renumber rules 6 through 106 as rules 4 through 104

(c) New rule 4, last line

For in rule 3 for a request for a special session
read in rule 2

(d) New rule 6, last line

For in rule 4 read in rule 3

(e) New rule 8

Delete the last sentence

3. Pages 3 and 4

(c) New rule 13

Paragraph 1, line 4

For in rule 14 read in rule 12

Paragraph 2, line 3

For with rule 74 read with rule 72

(e) New rule 14, page 4

First line

For of rule 13 read of rule 11

Third line

For in rule 14 read in rule 12

(f) New rule 17, first and second lines

For its regular session
read of each session, if at least a year has passed since the beginning of the previous session

(g) New rule 18, second line

After are elected add and for a maximal duration of five years

4. Pages 5-19

(a) New rule 22, last line

For of rule 85 read of rule 83

(b) New rule 24, second line

For of rule 53 read of rule 51

(c) New rule 46, third line

For rule 47 read rule 45

(d) New rule 65, first line

For in rules 28 to 31, 36 to 38, and 51 to 63
read in rules 26 to 29, 34 to 36, and 49 to 61

(e) New rule 70, paragraph 2, second line

For at the regular session read at the session

(f) New rule 76

For with rules 79 to 86 read with rules 77 to 84

For with rules 87 to 90 read with rules 85 to 88

(g) New rule 82, paragraph 2, last two lines

For with rules 85 and 86 read with rules 83 and 84

(h) New rule 83, paragraph 2, last line

For in rule 24 read in rule 22

(i) New rule 84

Paragraph 1, lines 2 and 5 and paragraph 3, line 6

For regular session read session

Paragraph 2 (b), last line

For with rule 84 read with rule 82

Paragraph 3, last two lines

Delete , or it may be placed on the agenda of a special session

(j) New rule 85, third line

For rule 80 read rule 78

(k) New rule 88, last line

For with rule 44 read with rule 42

(l) New rule 97

Line 1

Add at the beginning of the paragraph

Subject to the provisions of article 88 of the Charter of the United Nations

Lines 1 and 2

For annually to the General Assembly
read to the General Assembly after each of its sessions

Line 4

For an annual review
read a review

(m) New rule 98

Third line

For in rule 99 read in rule 97

Seventh line

For rule 96 read rule 94

(n) New rule 99

Second line

For in rules 99 and 100 read in rules 97 and 98

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Trusteeship Council

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Sixty-first session
Agenda item 9

REPORT OF THE TRUSTEESHIP COUNCIL TO THE SECURITY COUNCIL

Report of the Drafting Committee

1. At its 1704th meeting, on 24 May 1994, the Trusteeship Council appointed a drafting committee composed of the representatives of China, France, the Russian Federation and the United Kingdom of Great Britain and Northern Ireland to prepare draft conclusions and recommendations of the Trusteeship Council at its sixty-first session to be included in its report to the Security Council.

2. The drafting committee held one meeting on 24 May, and decided to forward the draft conclusions and recommendations set out in the annex to the present report to the Council for its consideration.

Annex

CONCLUSIONS AND RECOMMENDATIONS

A. Political advancement

1. The Trusteeship Council recalls the adoption on 22 December 1990, by the Security Council, as proposed by all members of the Trusteeship Council, of resolution 683 (1990), in which the Security Council expressed its hope that the people of Palau would be able in due course to complete the process of freely exercising their right to self-determination.

2. The Trusteeship Council welcomes the holding of a plebiscite in Palau on 9 November 1993 on the Compact of Free Association a/ with the United States of America. The Council also welcomes the result of the plebiscite and congratulates the people of Palau. The Trusteeship Council expresses the hope that, in the near future, the Administering Authority will take up the matter of the termination of the Trusteeship Agreement b/ with the Security Council, in accordance with Article 83 of the Charter of the United Nations.

3. The Trusteeship Council expresses its deep appreciation to the Visiting Mission to Observe the Plebiscite in Palau Trust Territory of the Pacific Islands, and in particular to the Chairman, Mr. Alain Pallu de Beaupuy. The Council welcomes the mission's report, c/ as stated also in its resolution 2198 (LX) of 18 January 1994.

B. Economic, social and educational advancement

4. The Trusteeship Council notes that the peoples of the Trust Territory, in the exercise of their right to self-government as set out in Article 76 b of the Charter, have elected to assume full responsibility for administration in the economic, social and educational fields.

5. The Trusteeship Council notes with satisfaction that further progress has been made in the economic, social and educational fields. In particular, the Council welcomes the draft five-year plan, completed in November 1992 by the Ministry of Health in collaboration with the World Health Organization, and the opening of the Palau National Hospital. The Council expresses the hope that the goals and objectives will be realized within the time-scale of the plan. The Council endorses the five priorities of the Ministry of Health for 1994.

6. The Trusteeship Council takes note of the progress made in activities related to fisheries resources development and the emphasis placed on the need to protect the environment, in particular, to safeguard against overexploitation of marine resources. The Council looks forward to the early completion of the Palau National Master Development Plan financed jointly by the Administering Authority and the United Nations Development Programme. The Plan will greatly help the advancement of the goal of enhanced economic self-sufficiency.

C. General

7. The Trusteeship Council notes with satisfaction the assurances given by the Administering Authority that it will continue to fulfil its responsibilities under the Charter of the United Nations and under the Trusteeship Agreement, until the implementation of the Compact of Free Association and the termination of the Trusteeship Agreement.

8. The Trusteeship Council takes note of the statement by the Administering Authority that the Untied States of America has no plans to establish military bases in Palau.

Notes

a/ The Compact of Free Association between Palau and the United States is described in the report of the United Nations Visiting Mission to Observe the Plebiscite in Palau, Trust Territory of the Pacific Islands, February 1983 (Official Records of the Trusteeship Council, Fiftieth Session, Supplement No. 3 (T/1851)). Amendments to the Compact, agreed to in January 1986, are contained in the report of the United Nations Visiting Mission to Observe the Plebiscite in Palau, Trust Territory of the Pacific Island, February 1986 (ibid., Fifty-third Session, Supplement No. 2 (T/1885)).

b/ Trusteeship Agreement for the Trust Territory of the Pacific Islands (United Nations publication, Sales No. 1957.VI.A.1).

c/ For the report of the United Nations Visiting Mission to Observe the Plebiscite in Palau, Trust Territory of the Pacific Islands, November 1993, see Official Records of the Trusteeship Council, Sixtieth Session, Supplement No. 1 (T/1978).